



Reprinted
January 29, 2014

HOUSE BILL No. 1360

DIGEST OF HB 1360 (Updated January 28, 2014 4:20 pm - DI 77)

Citations Affected: IC 21-44.

Synopsis: Addiction treatment and services. Changes the name of the mental health services development programs board to the mental health and addiction services development programs board (board). Adds three members to the board. Removes requirement for a unanimous vote by certain members to take action on the development program or training track program. Requires the board to meet at least quarterly each year. (Currently the board must meet at least twice a year.) Requires the board to take action concerning the integrated behavioral health and addiction treatment development program with dual diagnoses treatment settings or the integrated behavioral health and addiction treatment psychiatry residency training track program. (Current law requires the board to take action concerning the public sector psychiatry development program or the training track program.) Adds psychiatrists pursuing fellowship training and certification in addiction psychiatry to persons eligible for the loan forgiveness program. Allows recipients to work in state funded addiction treatment centers. Changes the names of the accounts that fund the loan forgiveness and development programs. Provides that a psychiatrist pursuing fellowship training and certification in addiction psychiatry may receive loan forgiveness grants for not more than five years. Requires the board to give consideration to annually funding two psychiatrists pursuing fellowship training and certification in addiction
(Continued next page)

Effective: July 1, 2014.

Brown C, Clere

January 15, 2014, read first time and referred to Committee on Public Health.
January 23, 2014, amended, reported — Do Pass.
January 28, 2014, read second time, amended, ordered engrossed.

HB 1360—LS 6874/DI 77



Digest Continued

psychiatry. Requires the state department of health to provide administrative support for the integrated behavioral health and addiction treatment development program account and the board. Makes conforming changes. (The introduced version of this bill was prepared by the commission on mental health and addiction.)



Reprinted
January 29, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

HOUSE BILL No. 1360

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 21-44-1-3, AS AMENDED BY P.L.170-2009,
2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 3. (a) "Board", for purposes of IC 21-44-5, refers
4 to the medical education board established by IC 21-44-5-1.
5 (b) "Board", for purposes of IC 21-44-6, refers to the mental health
6 **and addiction** services development programs board established by
7 IC 21-44-6-1.
8 SECTION 2. IC 21-44-6-1, AS ADDED BY P.L.170-2009,
9 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2014]: Sec. 1. There is established the mental health **and**
11 **addiction** services development programs board.
12 SECTION 3. IC 21-44-6-2, AS ADDED BY P.L.170-2009,
13 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2014]: Sec. 2. The board consists of the following **ten (10)**
15 members:

HB 1360—LS 6874/DI 77



(1) The dean of the Indiana University School of Medicine or the dean's designee. The dean of the Indiana University School of Medicine or the dean's designee shall serve as the chairperson of the board.

(2) The chairperson of the department of psychiatry of the Indiana University School of Medicine or the chairperson's designee.

(3) The director of the division of mental health and addiction created by IC 12-21-1-1 or the director's designee.

(4) The commissioner of the state department of health or the commissioner's designee.

(5) The dean of the department of family practice of the Marian University College of Osteopathic Medicine or the dean's designee.

~~(5)~~ (6) The administrator of a graduate program in an institution of higher education in Indiana engaged in training psychologists.

~~(6)~~ (7) The administrator of a program in an institution of higher education in Indiana engaged in training advanced practice psychiatric nurses.

~~(7)~~ (8) One (1) psychiatrist who practices psychiatry in Indiana.

(9) The administrator of a program in an institution of higher education in Indiana engaged in training addiction counselors.

(10) A representative of the Indiana department of veterans' affairs.

The governor shall appoint the members of the board described in subdivisions ~~(5)~~ (6) through ~~(7)~~: **(10)**.

SECTION 5. IC 21-44-6-3, AS ADDED BY P.L.170-2009, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. The board shall meet ~~initially at the call of the governor. After the initial meeting, the board shall meet~~ at least twice **quarterly** each year at the call of the chairperson.

SECTION 6. IC 21-44-6-4, AS ADDED BY P.L.170-2009, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) Each board member who is not a state employee is not entitled to a salary per diem. The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the board who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's



1 duties as provided in the state policies and procedures established by
 2 the Indiana department of administration and approved by the budget
 3 agency.

4 (c) Except as provided in subsection (d), the affirmative votes of a
 5 majority of the members appointed to the board are required for the
 6 board to take action on any measure.

7 (d) The affirmative votes of a majority of the members appointed to
 8 the board ~~including the unanimous votes of the members under section~~
 9 ~~2(1), 2(2), and 2(7) of this chapter who are present,~~ are required for the
 10 board to take any action. ~~concerning the public sector psychiatry~~
 11 ~~development program or the training track program.~~

12 SECTION 7. IC 21-44-6-5, AS ADDED BY P.L.170-2009,
 13 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2014]: Sec. 5. The purpose of the board is to do the following:

15 (1) To establish and oversee a loan forgiveness program designed
 16 to attract:

17 (A) psychiatrists, **including psychiatrists pursuing**
 18 **fellowship training and certification in addiction**
 19 **psychiatry;**

20 (B) psychologists; and

21 (C) psychiatric nurses;

22 to provide services to individuals with mental illness **and**
 23 **addictive disorders in public psychiatry settings behavioral**
 24 **health and addiction treatment settings** in Indiana by assisting
 25 the individuals listed in this section to pay off loans incurred in
 26 the training needed to practice psychiatry and psychology and as
 27 a psychiatric nurse in Indiana.

28 (2) To establish and oversee a ~~public sector psychiatry~~ **an**
 29 **integrated behavioral health and addiction treatment**
 30 **development program** to attract and train psychiatrists,
 31 **psychologists, and psychiatric nurses** who will engage in the
 32 practice of ~~psychiatry~~ **integrated behavioral health and**
 33 **addiction treatment in:**

34 (A) state mental health institutions;

35 (B) community mental health centers; ~~and~~

36 **(C) state funded addiction treatment centers; or**

37 ~~(D)~~ **(D) other behavioral health and addiction treatment**
 38 **settings** determined by the board to be ~~public sector mental~~
 39 **health and addiction dual diagnoses treatment settings.**

40 (3) To develop and oversee a ~~public sector psychiatry residency~~
 41 **an integrated behavioral health and addiction treatment**
 42 **training track program** through the Indiana University School of



Medicine, Department of Psychiatry residency training program. The training track program must provide an opportunity for ~~psychiatry~~ residents to work in ~~public sector psychiatry~~ **mental health and addiction dual diagnoses treatment** settings, including:

- (A) state psychiatric hospitals;
- (B) community mental health centers; ~~and~~
- (C) state funded addiction treatment centers; or**
- ~~(D)~~ **(D)** other **behavioral health and addiction treatment** settings determined ~~to be public sector by the board to be~~ **mental health and addiction dual diagnoses treatment** settings. ~~by the board.~~

(4) To develop standards for participation in the training track program that include:

- (A) guidelines for the amounts of grants and other assistance a participant receives;
- (B) guidelines for the type of training in ~~public sector psychiatry~~ **integrated behavioral health and addiction treatment** the participant receives;
- (C) guidelines for agreements with mental health hospitals, community mental health centers, and other entities participating in the training track program; and
- (D) other guidelines and standards necessary for governing the training track program.

SECTION 8. IC 21-44-6-6, AS ADDED BY P.L.170-2009, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. The board shall establish guidelines for the repayment of the loans incurred by a psychiatrist, psychologist, or psychiatric nurse, including the following:

- (1) A participant may not receive more than twenty-five thousand dollars (\$25,000) in a year.
- (2) **Except as provided in subdivision (3),** a participant may not receive grants for more than four (4) years.
- (3) A participant who is a psychiatrist pursuing fellowship training and certification in addiction psychiatry may not receive grants for more than five (5) years.**
- ~~(3)~~ **(4)** A participant must commit to a full year of service in a ~~public psychiatry~~ **an integrated behavioral health and addiction treatment** setting **as described in section 5(2) or 5(3) of this chapter** for each year of loan repayment.
- ~~(4)~~ **(5)** A participant must be a practitioner who:
 - (A) is:



- (i) from Indiana; and
- (ii) ~~establishing~~ **accepting** a new ~~practice position~~ in Indiana; or

(B) is:

- (i) from outside Indiana;
- (ii) not currently practicing in Indiana and has not practiced in Indiana for three (3) years before applying for the program; and
- (iii) establishing a new practice in Indiana.

SECTION 9. IC 21-44-6-7, AS ADDED BY P.L.170-2009, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 7. (a) As used in this section, "account" refers to the mental health **and addiction** services loan forgiveness account established in subsection (b).

(b) The mental health **and addiction** services loan forgiveness account within the state general fund is established for the purpose of providing grants for loan repayment under this chapter. The account shall be administered by the board. Money in the account shall be used to fund loan forgiveness grants under this chapter.

(c) The account consists of:

- (1) appropriations made by the general assembly;
- (2) grants; and
- (3) gifts and bequests.

(d) The expenses of administering the account shall be paid from money in the account.

(e) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the account.

(f) Money in the account at the end of a state fiscal year does not revert to the state general fund.

SECTION 10. IC 21-44-6-8, AS ADDED BY P.L.170-2009, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. (a) As used in this section, "account" refers to the ~~public sector psychiatry~~ **integrated behavioral health and addiction treatment** development program account established in subsection (b).

(b) The ~~public sector psychiatry~~ **integrated behavioral health and addiction treatment** development program account within the state general fund is established for the purpose of providing funding for the ~~public sector psychiatry~~ **integrated behavioral health and addiction treatment** development program established under this chapter. The



1 account shall be administered by the ~~board~~ **state department of**
 2 **health**. Money in the account shall be used to fund ~~psychiatric~~
 3 residency positions, **fellowship training, and certification in**
 4 **addiction psychiatry**, including:

- 5 (1) educational expenses;
- 6 (2) grants and scholarships;
- 7 (3) salaries; and
- 8 (4) benefits.

9 (c) The account consists of:

- 10 (1) appropriations made by the general assembly;
- 11 (2) grants; and
- 12 (3) gifts and bequests.

13 (d) The expenses of administering the account shall be paid from
 14 money in the account.

15 (e) The treasurer of state shall invest the money in the account not
 16 currently needed to meet the obligations of the account in the same
 17 manner as other public money may be invested. Interest that accrues
 18 from these investments shall be deposited in the account.

19 (f) Money in the account at the end of a state fiscal year does not
 20 revert to the state general fund.

21 (g) **The board shall give due consideration to annually funding**
 22 **two (2) psychiatrists pursuing fellowship training and certification**
 23 **in addiction psychiatry. A participant who is a psychiatrist**
 24 **pursuing fellowship training and certification in addiction**
 25 **psychiatry must agree to establish a new practice in Indiana for at**
 26 **least five (5) years upon completion of the fellowship training and**
 27 **certification in addiction psychiatry.**

28 SECTION 11. IC 21-44-6-9 IS ADDED TO THE INDIANA CODE
 29 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 30 1, 2014]: **Sec. 9. The state department of health shall provide**
 31 **administrative support for the board.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1360, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 8, after "substance" insert "**(as defined by IC 35-48-1-9)**".

Page 4, delete lines 40 through 42, begin a new paragraph and insert:

"(d) The affirmative votes of a majority of the members appointed to the board ~~including the unanimous votes of the members under section 2(1), 2(2), and 2(7) of this chapter who are present,~~ are required for the board to take any action. ~~concerning the public sector psychiatry development program or the training track program.~~".

Page 5, delete lines 1 through 5.

Page 5, line 17, after "illness" insert "**and addictive disorders**".

Page 5, line 25, after "psychiatrists" insert ", **psychologists, psychiatric nurses, and addiction counselors**".

Page 5, line 34, strike "a public sector psychiatry residency" and insert "**an integrated behavioral health and addiction treatment**".

Page 5, line 38, before "residents" strike "psychiatry".

Page 7, line 34, strike "public sector psychiatry" and insert "**integrated behavioral health and addiction treatment**".

Page 7, line 37, strike "psychiatric".

Page 7, line 37, after "positions" delete "and" and insert ",".

Page 7, line 37, after "training" insert ",".

and when so amended that said bill do pass.

(Reference is to HB 1360 as introduced.)

CLERE, Chair

Committee Vote: yeas 10, nays 0.



HOUSE MOTION

Mr. Speaker: I move that House Bill 1360 be amended to read as follows:

Page 3, line 18, reset in roman "The dean of the Indiana University School of".

Page 3, reset in roman lines 19 through 20.

Page 3, line 35, after "Indiana" insert ".".

Page 3, delete lines 36 through 40.

Page 4, delete lines 5 through 17.

Page 5, line 12, reset in roman "and".

Page 5, line 13, delete "and".

Page 5, delete line 14.

Page 5, line 20, delete "or an addiction counselor".

Page 5, line 24, after "psychologists," insert "**and**".

Page 5, line 24, delete "nurses, and addiction counselors" and insert "**nurses**".

Page 6, line 21, reset in roman "or".

Page 6, line 22, delete "or addiction counselor,".

Page 8, line 14, delete "priority" and insert "**due consideration**".

(Reference is to HB 1360 as printed January 24, 2014.)

BROWN C

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1360 be amended to read as follows:

Page 1, delete lines 1 through 15.

Delete page 2.

Page 3, delete line 1.

Renumber all SECTIONS consecutively.

(Reference is to HB 1360 as printed January 24, 2014.)

BROWN T

